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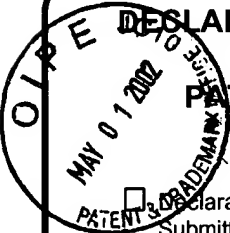
#4

PTO/SB/01 (10-00)

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 <b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	<b>Attorney Docket Number</b>	91.US5.DIV
	<b>First Named Inventor</b>	Stephane BEJANIN, et al.
	<b>COMPLETE IF KNOWN</b>	
	<b>Application Number</b>	09 / 992,095
	<b>Filing Date</b>	November 13, 2001
	<b>Group Art Unit</b>	1645
	<b>Examiner Name</b>	Unassigned

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Human cDNAs and Proteins and Uses Thereof

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

11/13/2001

as United States Application Number or PCT International

Application Number

09/992.095

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/293.574 60/298.698 60/302.277 60/305.456	05/21/2001 06/15/2001 06/29/2001 07/13/2001	

[Page 1 of 2]

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒ Customer Number or Bar Code Label  OR ☒ Correspondence address below

Name John Lucas, Ph.D., J.D.

Address Genset Corporation

Address 10665 Sorrento Valley Road

City San Diego State CA ZIP 92121-1609

Country USA Telephone 858/597-2600 Fax 858/597-2601

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Stephane Family Name BEJANIN  
(first and middle [if any]) or Surname

Inventor's Signature Date

Residence: City Paris State Country France Citizenship French

Mailing Address 35, bd de Rochechouart

Mailing Address

City Paris State ZIP 75009 Country France

NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Hiroaki Family Name TANAKA  
(first and middle [if any]) or Surname

Inventor's Signature Date Feb. 1st 2002

Residence: City Antony State France Country France Citizenship French

Mailing Address 8, av. de la Providence

Mailing Address

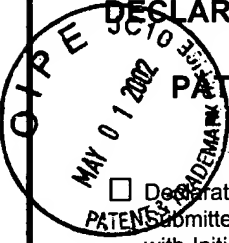
City Antony State ZIP 92160 Country France

☐ Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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Address Genset Corporation

Address 10665 Sorrento Valley Road

City San Diego

State CA

ZIP 92121-1609

Country USA

Telephone 858/597-2600

Fax 858/597-2601

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NAME OF SOLE OR FIRST INVENTOR :

☐ A petition has been filed for this unsigned inventor

Given Name Stephane  
(first and middle [if any])

Family Name BEJANIN  
or Surname

Inventor's  
Signature

Date

8/2/02

Residence: City

Paris

State

Country

France

Citizenship

French

Mailing Address 35, bd de Rochechouart

Mailing Address

City Paris

State

ZIP

75009

Country

France

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Hiroaki  
(first and middle [if any])

Family Name TANAKA  
or Surname

Inventor's  
Signature

Date

Residence: City

Antony

State

Country France

Citizenship

French

Mailing Address 8, av. de la Providence

Mailing Address

City Antony

State

ZIP

92160

Country

France

☐ Additional inventors are being named on the \_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



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## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/992,095
Filing Date	November 13, 2001
First Named Inventor	Stephane Bejanin, et al.
Group Art Unit	1645
Examiner Name	Unassigned
Attorney Docket Number	91.US5.DIV

I hereby appoint:

☐ Practitioners at Customer Number

000027206 →

Place Customer  
Number Bar Code  
Label here

☒ Practitioner(s) named below:

Name	Registration Number
John M. Lucas	43,373
Peter Follette	46,213
Lukas R. Voellmy	43,358
Deno Dialynas	P-50,711
Carol Johns	P-50,463

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☒ Firm or  
Individual Name John Lucas, Ph.D., J.D.

Address Genset Corporation

Address 10665 Sorrento Valley Road

City San Diego

State CA

Zip 92121-1609

Country USA

Telephone (858) 597-2600

Fax (848) 597-2601

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name Hiroaki Tanaka

Signature *H. Tanaka*

Date February 1st 2002

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/992,095
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Examiner Name	Unassigned
Attorney Docket Number	91.US5.DIV

I hereby appoint:

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000027206 →

Place Customer  
Number Bar Code  
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☒ Applicant/Inventor.

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**SIGNATURE of Applicant or Assignee of Record**

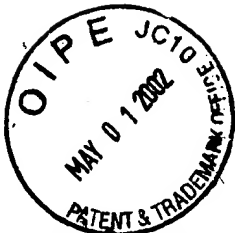
Name Stephane Bejanin

Signature

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.



Our Ref.: 91.US5.DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	)	
	)	
Applicant : Stephane BEJANIN, et al.	)	
	)	Grp./A.U. : 1645
Appl. No. : 09/992,095	)	
	)	Examiner : Unassigned
Filed : November 13, 2001	)	
	)	
Title : <b>HUMAN CDNAS AND PROTEINS</b>	)	
<b>AND USES THEREOF.</b>	)	

---

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

DECLARATION

Sir:

Deno Dialynas, Applicants' representative in the above-referenced patent application, hereby declares:

THAT, the following deposited material: the cDNA of clone deposit 789749\_182-14-3-0-C12-F (ATCC Accession Number PTA-2732), has been accepted for deposit at the American Tissue Culture Collection (ATCC), 10801 University Boulevard, Manassas, VA 20110-2209, United States on November 27, 2000 under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purpose of Patent Procedure (*e.g.*, see 961 OG 21, 1977) and that all restrictions on the availability to the public of the materials so deposited will be irrevocably removed upon the granting of a patent disclosing the deposit.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

Appln. No. 09/992,095  
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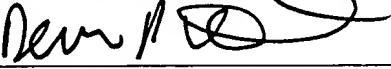
2

Please charge any additional fees, or credit overpayment to Deposit Account No. 50-1181.

Respectfully submitted,

GENSET CORPORATION

Date: April 26, 2002

By:   
Deno Dialynas, Ph.D.  
Reg. No. 50,711

10665 Sorrento Valley Road  
San Diego, CA 92121-1609

*Certificate of Mailing*

Telephone: (868) 597-2600  
Facsimile: (858) 597-2601  
e-mail: deno.dialynas@genxy.com

Date of Deposit: \_\_\_\_\_

*I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the Date of Deposit shown above, postage prepaid and in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.*

  
Signature

April 26, 2002  
Typed or Printed Name of Person Signing Certificate